

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

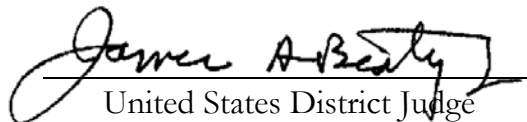
JAMAL BULLOCK-BEY,	)	
	)	
Petitioner,	)	
	)	
v.	)	1:13CV201
	)	
KIERAN J. SHANAHAN,	)	
	)	
Respondent.	)	

ORDER

On July 9, 2013, the United States Magistrate Judge's Recommendation was filed and notice was served on the parties pursuant to 28 U.S.C. § 636. Petitioner filed objections [Doc. #4] to the Recommendation within the time limit prescribed by Section 636. The Court has reviewed Petitioner's objections *de novo* and finds they do not change the substance of the United States Magistrate Judge's Recommendation [Doc. #2] which is affirmed and adopted.

IT IS THEREFORE ORDERED that this action is construed as a habeas petition under 28 U.S.C. § 2254 and is dismissed *sua sponte* without prejudice to Petitioner filing a new petition which corrects the defects in the current Petition, and that, finding no substantial issue for appeal concerning the denial of a constitutional right affecting the conviction, nor a debatable procedural ruling, a certificate of appealability is DENIED.

This, the 20<sup>th</sup> day of August, 2013.

  
United States District Judge